

1034-01  
A  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

321179

Anticipated Classification  
of this Application:  
Class 435 Subclass \_\_\_\_\_Prior Application:  
Examiner T. Scheiner  
Group Art Unit 1802Attorney's  
Docket  
No. 40441-CZ/JPW/NPL  
KAYHON. COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
Box FWC (if under \$1.62)

October 11, 1994

S I R:

This is a request for filing a \_\_\_\_\_ CONTINUATION

☒ DIVISIONAL \_\_\_\_\_ CONTINUATION-IN-PART application under☒ 37 C.F.R. §1.60 \_\_\_\_\_ 37 C.F.R. §1.62<sup>1</sup>, of pending prior applicationSerial No. 07/806,112 filed on December 12, 1991 of  
Walter P. Carney, Paula J. Marks, Gail P. Mazzara, Sara J. McKenzie,  
Jonathon H. Morgan, Debra A. Petit and Robert A. Weinberg for

Inventor(s)

Detection and Quantification of Neu Related Proteins  
in the Biological Fluids of Humans

Title of Invention

1. ☒ Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
2. \_\_\_\_\_ A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27  
\_\_\_\_\_ is enclosed.  
\_\_\_\_\_ was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).
3. ☒ The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED		NUMBER EXTRA*		RATE			FEE	
					SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY
Total Claims	18 -20	=	0	X	\$11	\$22	=	\$--	\$ 0
Independent Claims	7 -3	=	4	X	\$38	\$ 76	=	\$--	\$304
Multiple Dependent Claims Presented: _____ Yes <input checked="" type="checkbox"/> No					\$115	\$230	=	\$--	\$ 0
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.					BASIC FEE			\$365	\$ 730
					TOTAL FEE			\$--	\$ 1034

<sup>1</sup> filing an application pursuant to this section expressly abandons the parent application.

4.   X   The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 03-3125. Three copies of this sheet are enclosed.
- X   Any additional filing fees required under 37 C.F.R. §1.16 for presentation of extra claims.
- X   Any patent application processing fees under 37 C.F.R. §1.17.
- The issue fee set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).
5.   X   A check in the amount of \$ 1034.00 is enclosed.
6.        Cancel claims                                 .
7.   X   Amend the specification by inserting before the first line the sentence: --This is a        continuation   X   division        continuation-in-part of application Serial No. 07/806,112, filed                                 .--
8.        Transfer the drawings from the prior application.
9.   X     17   Sheet(s) of        informal   X   formal drawing(s) is/are enclosed.
10.        Abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
11.        Priority of                                  application No.                                  filed                                  (country) on                                  in                                  is claimed under 35 U.S.C. §119.                                  (country)
- The certified copy of the priority application has been filed in prior application Serial No.                                 , filed                                 .
12.   X   The prior application is assigned of record to Oncogene Science, Inc.
13.        A preliminary amendment is enclosed.
14.   X   The power of attorney in the prior application is to: \*

John P. White, Reg. No. 28,678; Norman H. Zivin, Reg. No. 25,385; Thomas F. Moran, Reg. No. 16,579; Ivan S. Kavrukov, Reg. No. 25,161; Christopher C. Dunham, Reg. No. 22,031; Thomas G. Carulli, Reg. No. 30,616; Rober D. Katz, Reg. No. 30,141; Peter J. Phillips, Reg. No. 29,691; Richard S. Milner, Reg. No. 33,970 and Robert J. Cobert, Reg. No. 36,108.

\*By the virtue of the Revocation of Attorneys and Appointment of New Attorneys filed November 9, 1992.

Div.  
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- (a) \_\_\_\_\_ The power appears in the original papers in the prior application.
- (b)   X   Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) \_\_\_\_\_ Address all future communications to:  
(May only be completed by applicant, or attorney or agent of record.)

John P. White, Esq.

Cooper and Dunham

30 Rockefeller Plaza

New York, New York 10112

15.   X   Also enclosed Express Mail Certificate of Mailing No. 436336360US

October 11, 1994.

16.   X   I hereby verify that the attached papers are a true copy of prior application Serial No. 07/806,112 as originally filed on December 12, 1991.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

October 11, 1994

Date

Signature

John P. White, Reg. No. 28,678

\_\_\_\_ INVENTOR(S)  
\_\_\_\_ ASSIGNEE OF COMPLETE INTEREST  
  X   ATTORNEY OR AGENT OF RECORD  
\_\_\_\_ FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

Cooper & Dunham

30 Rockefeller Plaza

New York, New York 10112



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Dkt. 40441-CZ/JPW/NPL/KAY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Walter P. Carney et al.  
Serial No. : Not Yet Known  
Date Filed : October 11, 1994  
For : DETECTION AND QUANTIFICATION OF NEW RELATED  
PROTEINS IN BIOLOGICAL FLUIDS OF HUMANS

30 Rockefeller Plaza  
New York, New York 10112  
October 11, 1994

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

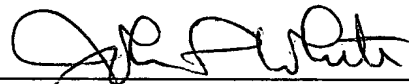
Sir:

**EXPRESS MAIL CERTIFICATE OF MAILING**  
**FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: EF 436 336 360 US  
Date of Deposit: October 11, 1994  
I hereby certify that this paper or fee is being deposited with  
the United States Postal Service "Express Mail Post Office to  
Addressee" service under 37 C.F.R. §1.10 on the date indicated  
above and is addressed to the Commissioner of Patents and  
Trademarks, Washington, D.C. 20231.

Printed Name: A. Strom

Respectfully submitted,

  
John P. White  
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Attorney for Applicants  
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